



PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

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## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. \_\_\_\_\_

First Inventor \_\_\_\_\_

Title \_\_\_\_\_

Express Mail Label No. \_\_\_\_\_

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages ]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets  ]
5. Oath or Declaration [ Total Pages  ]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

### ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of Attorney  
(when there is an assignee)
11.  English Translation Document (if applicable)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15.  Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

### 19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	(Insert Customer No. or Attach bar code label here)			<input type="checkbox"/> or <input type="checkbox"/> Correspondence address below
Name				RECEIVED
Address				SEP 17 2002
City		State		Zip Code <input type="text"/> ENTER 98700
Country		Telephone		Fax <input type="text"/>
Name (Print/Type)		Registration No. (Attorney/Agent)		
Signature		Date		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



3737

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

Applicant : Andrew L. Pearlman

Serial Number : 09/995,217

Filed : November 27, 2001

For : Tissue Characterization Based on Impedance Images and  
on Impedance Measurements

Examiner : Not Assigned Art Unit: 3737

Attorney Docket No : 701030-15

Box DAC  
Attention Christina Tartera Donnell  
Office of Petitions  
Commissioner for Patents  
Washington, DC 20231

#7

10/21

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OCT 23 2002

OFFICE OF PETITIONS

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TECHNOLOGY CENTER R3700

SECOND SUPPLEMENTAL  
REQUEST FOR RECONSIDERATION OF DECISION ON PETITION

Sir:

This paper is supplemental to applicant's prior Request for Reconsideration of the Dismissal of Applicant's petition to accord the applicant a file date of the original date accorded the above entitled application.

The above-entitled application is a continuation of a prior application and, by definition, incorporates all of the subject matter of the prior application as noted in applicant's prior supplemental request for reconsideration.

Enclosed is a copy of PTO form PTO/SB/05 (003-01), which expressly incorporates by reference all of the subject matter of the prior application. Applicant should be accorded his original file date of November 27, 2001.

The Notice of Missing Parts was in error and should not have issued.

Attorney  
William  
Squire  
was  
contacted  
by Pet.  
Atty  
Donnell  
via phone.  
Atty Squire  
asks that  
this  
paper  
be  
withdrawn  
from  
consideration  
on the  
merits  
See  
Papers 8  
CTD  
11/8/02

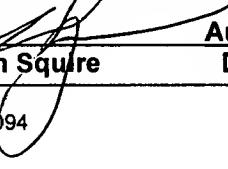
It is respectfully requested that applicant be accorded the original file date of this application and the dismissal of applicant's petition be reversed and withdrawn.

The Commissioner is respectfully requested to charge any fees due for this paper to deposit account 03-0678 or to credit any overpayments to this account.

**FIRST CLASS CERTIFICATE**

I hereby certify that this correspondence is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:

Box DAC  
Attention Christina Tartera Donnell  
Office of Petitions  
**Commissioner for Patents**  
**Washington, DC 20231**

  
William Squire

August 22, 2002  
Date

#152094

Respectfully submitted,  
Andrew Pearlman

  
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